IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MR. JASON MCMASTERS : CIVIL ACTION

:

V.

KEVIN KAUFFMAN, THE DISTRICT : ATTORNEY OF THE COUNTY OF : PHILADELPHIA and THE ATTORNEY :

GENERAL OF THE STATE OF

PENNSYLVANIA : NO. 16-4915

ORDER

NOW, this 22nd day of December, 2020, upon consideration of the Petition Under 28 U.S.C. § 2254 for Writ of *Habeas Corpus* by a Person in State Custody (Document No. 1), the Response to Petition for Writ of *Habeas Corpus*, the Report and Recommendation filed by United States Magistrate Judge Richard A. Lloret (Document No. 42), and no objections to the Report and Recommendation having been filed, and after a thorough and independent review of the record, it is **ORDERED** as follows:

- 1. The Report and Recommendation of Magistrate Judge Richard A. Lloret is **APPROVED** and **ADOPTED**;
- 2. The Petition for Writ of *Habeas Corpus* is **DISMISSED WITH PREJUDICE**; and
 - 3. There is no probable cause to issue a certificate of appealability.

/s/ TIMOTHY J. SAVAGE J.